

Projekt Justícia a ochrana poškodených
Project Judiciary and Protection of Victims

**Application of fundamental rights of victims contained in
the Charter of fundamental rights of the EU**

Aplikácia ľudských práv poškodených v Charte základných práv EÚ

1 - 2 June 2015 / 1. -2. jún 2015

JUDICIAL ACADEMY OF THE SLOVAK REPUBLIC
JUSTIČNÁ AKADEMIA SLOVENSKEJ REPUBLIKY

PROGRAM

Lecturers/Lektori:

Dr. Andrea Kenéz: Judge of the Metropolitan court in Budapest, lecturer
Sudkyňa mestského súdu v Budapešti, lektorka
Rafał Kierzyńka, PhD. Judge seconded to Ministry of Justice
Sudca dočasne pridelený na Ministerstve spravodlivosti

1 June 2014 (Monday/Pondelok)

08.45 – 9.00 registration of participants / Registrácia účastníkov

9.00 – 10.00 Charter of Fundamental Rights of the European Union - What the judicial practitioner should know. Relation and difference from the Convention on the Protection of Human Right and Fundamental Freedoms. Reasoning of legal background of the Charter in judicial decision in criminal matters.

Charta základných práv EÚ – čo by mal vedieť justičná pracovník. Vzťah a rozdiely s Dohovorom o ochrane ľudských práv a základných slobôd. Odôvodnenie právneho základu Charty v súdnom rozhodnutí v trestnej veci.

Dr. Andrea Kenéz

<http://www.ja-sr.sk/victimprotection>

This project is implemented with the cooperation of Visegrad judicial academies

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10.00 – 10.15 Cofee break/Prestávka

10.15 – 11.15 Scope of application of the Charter - Article 51 of the Charter.
Interpretation of the Charter – Art. 52 of the Charter

Rozsah pôsobnosti Charty – čl. 51 Charty
Výklad Charty – čl. 52 Charty

Rafał Kierzyńska, PhD.

11.15 – 11.30 Cofee break/Prestávka

11.30 – 12.30 Workshop on application of Charter – short case studies to deliberate, if the Charter is applicable or not. Case C-617/10

Workshop o aplikácii Charty – stručné prípadové štúdie na rozoznanie, či je Charta aplikovateľná alebo nie. Prípád C-617/10

Dr. Andrea Kenéz, Rafał Kierzyńska, PhD.

12.30 – 14.00 Lunch/Obed

14.00 – 15.15 List of fundamental rights of victims contained in the Charter – short explanation
Zoznam základných práv poškodených uvedených v Charte základných práv EÚ

Rafał Kierzyńska, PhD.

15.15 – 15.30 coffee break/prestávka

15.30 – 16.30 CJEU Case-law selection touching the issue of Charter and victims' rights
Judikatura Súdneho dvora EÚ v oblasti Charty a práv poškodených

Dr. Andrea Kenéz

16.30 – 17.00 Discussion/ Diskusia

17.00 Dinner/Večera

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2 June 2015 (Tuesday/Utorok)

- 9.00 – 10.30** CJEU Case-law selection touching the issue of Charter and victims' rights
Judikatura Súdneho dvora EÚ v oblasti Charty a práv poškodených
Dr. Andrea Kenéz
- 10.30 – 10.45** Coffee break/Prestávka
- 10.45 – 12.15** National law case studies – Polish and Hungarian experience
Prípadové štúdie – poľská a maďarská skúsenosť
Dr. Andrea Kenéz, Rafał Kierzyńska, PhD.
- 12.15 – 12.30** Discussion/Diskusia
Dr. Andrea Kenéz, Rafał Kierzyńska, PhD.
- 12.30** Lunch/Obed

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Fundamental rights of victims contained in the Charter

- human dignity (Article 1)
- right to life (Article 2)
- right to the integrity of the person (Article 3)
- prohibition of slavery and forced labour (Article 5)
- right to liberty and security (Article 6)
- respect for private and family life (Article 7)
- protection of personal data (Article 8)
- freedom of expression and information (Article 11)
- right to property (Article 17)
- right to asylum (Article 18)
- protection in the event of removal, expulsion or extradition (Article 19)
- equality before the law (Article 20)
- non-discrimination (Article 21)
- cultural, religious and linguistic diversity (Article 22)
- equality between women and men (Article 23)
- the rights of the child (Article 24)
- the rights of the elderly (Article 25)
- integration of persons with disabilities (Article 26)
- healthcare (Article 35)
- freedom of movement and of residence (Article 45)
- diplomatic and consular protection (Article 46)
- right to an effective remedy and to fair trial (Article 47)

Scope of application of the Charter

The provisions the Charter are addressed to the institutions, bodies, offices and agencies of the Union *only when they are implementing Union law.* (Article 51)

